



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

'08 MJ 8252

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Ivan GUILLEN-Bejarano,

Defendant.

Magistrate Case No.:

COMPLAINT FOR VIOLATION OF

21 U.S.C. § 952 and 960

Importation of a Controlled Substance
(Felony)

The undersigned complainant being duly sworn states:

That on or about March 19, 2008, within the Southern District of California, defendant Ivan GUILLEN-Bejarano did knowingly and intentionally import approximately 36.18 kilograms (79.596 pounds) of marijuana a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

[Signature]
Special Agent
U.S. Immigration & Customs
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 20TH,
DAY OF March 2008.

[Signature]
PETER C. LEWIS
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Ivan GUILLEN-Bejarano

4 STATEMENT OF FACTS

5 This statement of facts is based on the reports, documents, and notes furnished
6 to US Immigration and Customs Enforcement Special Agent Reuben McDowell.

7 On March 19, 2008, at approximately 0806 hours, Ivan GUILLEN-Bejarano
8 entered the United States at the Calexico, California, West Port of Entry. Customs and
9 Border Officer (CBPO) A. Lopez was manning primary. CBPO Lopez received a
10 negative oral Customs declaration from GUILLEN. CBPO Lopez asked GUILLEN who
11 the vehicle belonged to. GUILLEN stated "it's mine." CBPO Lopez asked GUILLEN
12 how long he had owned the vehicle and GUILLEN stated "two years." CBPO Lopez
13 opted to take a closer look at the vehicle and observed what appeared to be a felt like
14 material in the quarter panel. CBPO Lopez referred the vehicle to the secondary
15 inspection area.

16 CBPO L. Parker received the vehicle in the secondary inspection area. CBPO
17 Parker received a negative Customs declaration from GUILLEN. GUILLEN stated that
18 the vehicle was his. During the secondary inspection, CBPO Parker pried open the
19 passenger side quarter panel and observed a felt like material covering an opening in
20 the quarter panel. CBPO Parker reached inside and felt packages.

21 A subsequent inspection by CBPO Parker revealed 19 packages located in the
22 quarter panel and dash of the vehicle. One of the packages was probed and a sample
23 of a green leafy substance was obtained, which field tested positive for marijuana. The
24 19 packages had a combined net weight of approximately 36.18 kilograms (79.596
25 pounds).